

IN THE UNITED STATES DISTRICT COURT  
FOR THE WESTERN DISTRICT OF TEXAS  
SAN ANTONIO DIVISION

RICHARD EVERS,  
*Plaintiff,*

v.

NATIONWIDE GENERAL INSURANCE  
COMPANY,  
*Defendant.*

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CIVIL ACTION NO. 5:17-cv-604-XR

**AGREED STIPULATION OF DISMISSAL WITH PREJUDICE**

Plaintiff Richard Evers (“Plaintiff”) and Defendant Nationwide General Insurance Company (“Defendant”) hereby files this Agreed Stipulation of Dismissal With Prejudice pursuant to Federal Rule of Civil Procedure 41(a)(1)(A)(ii).

1. Plaintiff filed suit against Defendant related to an insurance claim for property damage.
2. Plaintiff and Defendant have since resolved their differences to their mutual satisfaction.
3. Plaintiff moves to dismiss the entire suit with prejudice. Defendant agrees to the dismissal.
4. This case is not a class action, and a receiver has not been appointed.
5. This dismissal is with prejudice. The parties will bear their own costs of suit.

Respectfully submitted,

/s/Derek L. Fadner

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**ATTORNEYS FOR DEFENDANT**

**CERTIFICATE OF SERVICE**

This is to certify that a true and correct copy of the foregoing instrument has been served electronically via CM/ECF on this the 26<sup>th</sup> day of February, 2019 to:

James M. McClenny  
J. Zachary Moseley  
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/s/ Patrick M. Kemp

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